

SAND, J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
WEXFORD CAPITAL LLC,

Plaintiff,

v.

WEXTRUST CAPITAL, LLC,

Defendant.
-----X

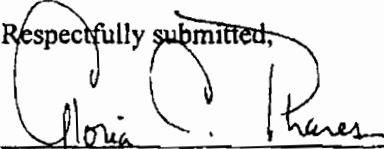
**USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6-18-08**

08 CV 00879 (LBS) (FM)

NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Fed. R. Civ. P. § 41(a)(1)(A)(i), plaintiff Wexford Capital LLC hereby voluntarily dismisses this action without prejudice. The defendant has not answered, and the parties have settled their dispute.

Respectfully submitted,




Gloria C. Phares

PATTERSON BELKNAP WEBB & TYLER LLP
1133 Avenue of the Americas
New York, NY 10036
(212) 336-2000

Attorneys for Plaintiff Wexford Capital LLC

Dated: June 13, 2008



ROBERT S. SAND